

Application S/N 10/729,041  
Amendment dated: October 30, 2006  
Response to Office Action dated: August 3, 2006

OCT 30 2006

CE12269JME Castaneda, et al.

**REMARKS/ARGUMENTS**

Claims 1-20 remain pending in the application. In the Office Action, claims 1, 2, 11, 13, 19 and 20 were rejected under 35 U.S.C. 102(a) as being anticipated by JP 2003-315656 to Senba, et al. (Senba). In addition, claim 10 was rejected under 35 U.S.C. 103(a) as being unpatentable over Senba. Finally, claims 3-9, 12 and 14-18 were objected to as being dependent upon a rejected base claim.

Independent claims 1 and 13 have been amended to clarify that in the first or vibration mode, the motor is disengaged from the camera assembly such that the motor does not move the lens of the camera assembly. Support for these amendments can be found in FIGs. 1, 2 and 7 and on page 3, lines 19-21 and on page 6, lines 11-14. No new matter has been added. These amendments comport with the Examiner's suggested language presented on page 2 of the Office Action of August 3, 2006.

In view of the above, Applicants believe that independent claims 1 and 13 are patentable over the prior art. Applicants also believe that those claims that depend from these independent claims are now patentable, in view of both their dependence from these claims and their independent patentability. Reconsideration and withdrawal of the rejection of the claims is respectfully requested. Passing of this case is now believed to be in order, and a Notice of Allowance is earnestly solicited.

No amendment made was related to the statutory requirements of patentability unless expressly stated herein. No amendment made was for the purpose of narrowing the scope of any claim, unless Applicants have argued herein that such amendment was made to distinguish over a particular reference or combination of references.

In the event that the Examiner deems the present application non-allowable, it is requested that the Examiner telephone the Applicants' attorney or agent at the number

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indicated below so that the prosecution of the present case may be advanced by the clarification of any continuing rejection.

The Commissioner is hereby authorized to charge any necessary fee, or credit any overpayment, to Motorola, Inc. Deposit Account No. 50-2117.

Respectfully submitted,

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